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Attorney's Docket No: cardtobent-1
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of
George McBride, et al
Filed: 03/27/2000
Title: Medical Testing System and Method
Serial No.: 09/535,186

EXAMINER: PAUL L. KIM
Art Unit 2857

MS Amendment
Assistant Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

AMENDMENT/RESPONSE

This is in response to the Office action dated December 1, 2005. A petition extending the time for response by two months is filed herewith.

REMARKS

Claims 1 and 4 through 20 are in the application.

Claims 2 and 3 were previously cancelled.

Claims 1, 4- 10, and 18-20 stand rejected under 35 U.S.C. 103(a) as unpatentable over Brown (US 5,307, 263) in view of Brown (5,879,163) and Reining.

Claims 11-17 stand rejected under 35 U.S.C. 103(a) as unpatentable over Brown '263 and Reining in view of Williams et al.

At the outset, the rejection of claims 11-17 is traversed. The Williams et al published patent application is a continuation of application Serial No. 09/445,760 filed on Feb 18, 2000.

Applicant in an Amendment filed in this application on August 16, 2002 filed three declarations under 37 C.F.R. 131 that established conception of the invention in the present application at least as early as July 19, 1999 which is prior to the effective date of the Williams et al reference. Accordingly, the rejection of claims 11-17 is traversed.

Turning now to the rejection of claims 1, 4-10 and 18-20, Claim 1 recites: